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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

FINAL DOCUMENT
CLOSING
ADVERSARY PROCEEDING

In re:
BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

SECOND ACT ASSOCIATES, L.P.; SECOND
ACT ASSOCIATES, INC., in its capacity as
general partner of Second Act Associates, L.P.;
NANCILEE WYDRA; and ROBYN LEE
GOODMAN,

Defendants.

Adv. Pro. No. 10-05276 (SMB)

**STIPULATION AND ORDER FOR
VOLUNTARY DISMISSAL OF ADVERSARY PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually (“Madoff”), by and through his counsel, Baker & Hostetler LLP, and defendants, Second Act Associates, L.P., Second Act Associates, Inc., in its capacity as general partner of Second Act Associates, L.P., Nancilee Wydra and Robyn Lee Goodman (“Defendants”), by and through their counsel, Eric Vaughn-Flam (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 6, 2010, the Trustee filed and served the Complaint against Second Act Associates, L.P., Second Act Associates, Inc., in its capacity as general partner of Second Act Associates, L.P., Nancilee Wydra and Robyn Lee Goodman.

2. On March 19, 2013, Defendants, Second Act Associates, L.P., Second Act Associates, Inc., in its capacity as general partner of Second Act Associates, L.P., Nancilee Wydra and Robyn Lee Goodman, served an answer on the Trustee.

3. On March 25, 2014, the Parties entered into a settlement agreement pursuant to the Settlement Procedures Order, entered by this Court on November 12, 2010 [Dkt. No. 3181].

4. In accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1), the Parties hereby stipulate to a dismissal with prejudice of the Trustee’s claims against Defendants in the above-captioned adversary proceeding and dismissing the adversary proceeding.

5. The provisions of this Stipulation shall be binding upon and shall inure to the

benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

6. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: April 25, 2014

BAKER & HOSTETLER LLP

By: /s/ Nicholas J. Cremona

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Attorneys for Defendants

SO ORDERED

Dated: April 25th, 2014
New York, New York

/s/ STUART M. BERNSTEIN
HON. STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE